

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF CHOSEN
FREEHOLDERS HELD ON TUESDAY, JULY 28, 2015 AT 4:30 P.M.
IN THE COUNTY ADMINISTRATION BUILDING
4 MOORE ROAD
CAPE MAY COURT HOUSE, NEW JERSEY**

The meeting convened with Director Thornton presiding and the following members answering roll call:

Freeholders Desiderio, Gabor, Hayes, Morey and Thornton (5)

STATEMENT OF DIRECTOR

“This is a notice read pursuant to the requirements of the “Open Public Meetings Act.” At least 48 hours advance notice of this meeting has been provided by posting of the same in writing on the bulletin boards in the County Administration Building, and the County Clerk’s Office and mailing a copy of the notice to the Cape May County Herald and the Atlantic City Press and filing the same with the County Clerk, all being done on Monday, January 5, 2015.”

MOMENT OF SILENCE

FLAG SALUTE

MINUTES – MOTION TO APPROVE MINUTES OF 07/14/15 REGULAR MEETING
FH Desiderio moved/ FH Hayes seconded

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					X
Ms. Gabor	X					
Ms. Hayes	X				X	
Mr. Morey	X					
Mr. Thornton	X					

COMMUNICATIONS: None.

REPORTS:

- 1) COUNTY ENGINEER: Dale Foster had no report.
- 2) COUNTY COUNSEL: Jim Arsenault had no report.
- 3) COUNTY TREASURER: Francine Springer had no report.

FREEHOLDER REPORTS:

1) FREEHOLDER MOREY: Freeholder Morey reported on the second meeting with the DRBA and relative to UAS. Gathered at the meeting was those that were involved at the initial flight and also those who had interest in pursuing activity in Cape May County. A discussion was had in which Bill Marshall, NJIT retired general, mentioned that they are under contract with Purdue University and a group who are facilitating an exercise called strategic doing, which is like strategic planning but is much more action oriented and he offered that resource to our group. Freeholder Morey said that Mr. Marshall helped assemble a good group of people which met yesterday; Rutgers, NJIT, ACCC and a number of smaller businesses. Through this process a couple of tracks were developed for the pursuit of creating a hub for UAS activity. There were three tracks of which two of them were around programming activities, symposiums, flights and things of that nature to kind of build Cape May County as a center of activity. The third track was around creating a camp for young people to bring in the education aspect. Mr. Morey commented on how impressed he was with the program and has a high level of confidence that there is some real opportunity that will be seen in this direction.

MINUTES OF A REGULAR MEETING HELD JULY 28, 2015 (CONTINUED)

2) FREEHOLDER GABOR: Freeholder Gabor reported that the Department of Aging is on the road. They are going to housing communities for seniors and giving presentations about services that are available to seniors. They visited Haven House this morning and did a slide presentation to the seniors on what is available to them in Cape May County. They have already visited the Cape May Housing Authority and will be putting together more presentations in the near future.

3) FREEHOLDER HAYES: Freeholder Hayes again mentioned the Award of Excellence from TripAdvisor for the Park and Zoo and how it is the people who visit the park and zoo who give their opinions, rather honestly, that give this honor to our park and zoo. Ms. Hayes said how exciting it was to have the ranking of 5th in the nation and 13th in the world for our park and zoo in little Cape May County. She also reported on the tourist season which is off and running and looking great.

4) FREEHOLDER DESIDERIO: Freeholder Desiderio had no report.

5) FREEHOLDER THORNTON: Freeholder Thornton had no report.

RESOLUTIONS:

INTRODUCED BY MR. DESIDERIO, SECONDED BY MS. HAYES

572-15 Resolution certifying the Board of Chosen Freeholders has reviewed and accepted the Annual Audit for the year 2014.

(This Resolution certifies that each of the five Freeholders has reviewed the recommendations and general comments prepared by the auditing firm pertaining to the County's 2014 audit.)

573-15 Resolution approving Corrective Action Plan for the 2014 Audit.

(This Resolution accepts the Corrective Action Plan for the Audit Report Year – December 31, 2014 with no comments or recommendations being made by the County's auditing firm.)

574-15 Resolution authorizing execution of a Lease for Real Property with the State of New Jersey, Department of Treasury, Division of Property Management and Construction for County property known as 130 Justice Way, Cape May Court House, New Jersey, to serve as judicial chambers.

(This Resolution authorizes a lease agreement between the County and the State for use of County property as judicial chambers, effective July 1, 2015 through June 30, 2025.)

575-15 Resolution authorizing a Professional Services Agreement for legal services with Affanato Marut, LLC in an amount not to exceed \$17,500.00.

(This Resolution authorizes the County to enter into a PSA with the law firm of Affanato Marut, LLC for legal services, for a period of one (1) year expiring on June 15, 2016.)

576-15 Resolution authorizing the Board to hold a meeting excluding the public on July 28, 2015 at 3:30 p.m. or as soon thereafter as possible or as practicable.

Matters falling within the attorney-client privilege and litigation captioned I/M/O J.J., OAL Docket No. CSV 15054-2014S.

(This Resolution authorizes the Board of Chosen Freeholders to conduct a meeting excluding the public at the stated time in accordance with the Open Public Meetings Act, N.J.S.A. 10:4-1, et seq.)

577-15 Resolution amending Contract No. 11-167 with Franklin Alarm Company Inc., to include monitoring of fire alarm systems at Social Services.

(This Resolution amends Resolution No. 742-11 adding Social Services Building to the contract with Franklin Alarm Company Inc., of Franklinville, NJ, for fire alarm monitoring for an increase in the amount of \$30.00.)

MINUTES OF A REGULAR MEETING HELD JULY 28, 2015 (CONTINUED)

- 578-15 Resolution amending Contract No. 14-210 with Multi-Temp Mechanical Inc., to include preventative maintenance and service of HVAC systems at Social Services.
(This Resolution amends Resolution No. 976-14 adding Social Services Building to the contract with Multi-Temp Mechanical Inc., of Westville NJ, for HVAC service and maintenance for an increase of \$1,880.00, effective thru December 31, 2015.)
- 579-15 Resolution amending Contract No. 13-56 with Tri-County Termite and Pest Control Inc., to include pest management services at Social Services.
(This Resolution amends Resolution No. 234-13 adding Social Services building to the contract with Tri-County Termite and Pest Control Inc., from Carney’s Point NJ, for pest management service for an increase of \$125.00, effective for the remainder of 2015 and \$25.00 per month for the remainder of the contract.)
- 580-15 Resolution awarding contract to Lee Matt LLC, for lead removal and restoration of police academy firing range in the amount of \$24,000.00.
(This Resolution awards a contract to Lee Matt LLC, of Mays Landing NJ, for lead removal and restoration of Police Academy firing range in the amount of \$24,000.00.)
- 581-15 Resolution authorizing financial software maintenance and support agreement with Micro Information Products for Social Services in the amount of \$3,096.00.
(This Resolution authorizes a one (1) year maintenance and support agreement with Micro Information Products, effective August 29, 2015 through August 28, 2016.)
- 582-15 Resolution amending Contract No. 12-147 with Alternative Micrographics Inc., to include microfilm and other services for Prosecutors Office.
(This Resolution amends Contract No. 12-147 with Alternative Micrographics Inc., of Forked River, NJ to include services for the Prosecutors Office in the amount of \$20,000.00.)
- 583-15 Resolution amending Resolution No. 524-15 accepting Grant Award from New Jersey Department of Law and Public Safety for Megan’s Law and Local Law Enforcement Assistance Project in the amount of \$5,323.00.
(This Resolution amends Resolution No. 524-15 accepting Grant Award from New Jersey Department of Law and Public Safety for Megan’s Law and Local Law Enforcement Assistance Project in the amount of \$5,323.00 by reflecting the correct grant number of JAG 1-8-13.)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X				X	
Ms. Gabor	X					
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Thornton	X					

INTRODUCED BY MS. GABOR, SECONDED BY MR. MOREY

- 584-15 Resolution granting and amending various Leaves of Absence to County Employees.
(This Resolution authorizes County Employees to be placed on a Leave of Absence in accordance with the County Leave of Absence Policy and the Family Medical Leave Act (FMLA).)
- 585-15 Resolution authorizing State Equipment Use Agreement between New Jersey Department of Environmental Protection and County of Cape May for use of State Mosquito Control Commission assigned equipment.
(This Resolution authorizes an agreement with the New Jersey Department of Environmental Protection and the County of Cape May Department of Mosquito Control for use of equipment for mosquito control, effective July 1, 2015 through June 30, 2016.)

MINUTES OF A REGULAR MEETING HELD JULY 28, 2015 (CONTINUED)

- 586-15 Resolution authorizing renewal with RLI Insurance Company for Residents’ Trust Fund Bond in the amount of \$1,000.00.
(This Resolution authorizes renewal of the Residents’ Trust Fund Bond for the Crest Haven Nursing and Rehabilitation Center for the term June 18, 2015 through June 18, 2016.)
- 587-15 Resolution continuing the assignment of the Law Firm of Blaney & Donohue, P.A. to represent the former Board of Social Services in connection with ongoing litigation captioned Janice Seer v. Cape May County Board of Social Services, Docket No. CPM-L-614-14.
(This Resolution permits Blaney & Donohue, P.A. to continue its representation of the former Board of Social Services in the above-captioned matter, and authorizes payment for same may be made under C.C. #13-10.)
- 588-15 Resolution applying to the New Jersey Juvenile Justice Commission for New Jersey Juvenile Detention Alternatives Initiative Innovations Funding in the amount of \$61,817.00.
(This Resolution authorizes application to the State of New Jersey Juvenile Justice Commission for New Jersey Juvenile Detention Alternatives Initiative Innovations Funding for the period of 1/1/16 to 12/31/16.)
- 589-15 Resolution commemorating the 50th Anniversary of the Older Americans Act.
(This Resolution commemorates the 50th Anniversary of the Older Americans Act which was signed into law on July 14, 1965.)
- 590-15 Resolution commemorating the 25th Anniversary of the Americans with Disabilities Act.
(This Resolution commemorates the 25th Anniversary of the Americans with Disabilities Act which was passed by Congress on July 26, 1990.)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					
Ms. Gabor	X				X	
Ms. Hayes	X					
Mr. Morey	X					X
Mr. Thornton	X					

INTRODUCED BY MS. HAYES, SECONDED BY MR. DESIDERIO

- 591-15 Resolution supplementing the 2015 Salary Resolution and approving appointments and salaries.
(This Resolution authorizes the hiring of new County employees, temporary assignment pay, salary changes or corrections, title changes and promotions of County employees when applicable.)
- 592-15 Resolution reconfirming Resolution No. 570-15 through 571-15 adopted July 14, 2015.
(This Resolution reconfirms Resolution No. 570-15 reappointing Kenneth R. Merson and Lenora Boninfante-Kodytek as members to the Cape May County Special Services School District and Resolution No. 571-15 accepting assignment of contracts and management functions from the former Board of Social Services.)
- 593-15 Resolution amending Resolution No. 340-15 and accompanying License Agreement between the County of Cape May, Department of Fare Free Transportation and The ARC of Cape May County, Inc. to reflect changes to insurance coverage requirements.
(This Resolution amends Resolution No. 340-15 and accompanying License Agreement between the County and ARC to reflect changes to insurance coverage requirements.)

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Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					X
Ms. Gabor	X					
Ms. Hayes	X				X	
Mr. Morey	X					
Mr. Thornton	X					

INTRODUCED BY MR. MOREY, SECONDED BY MS. GABOR

- 594-15 Resolution authorizing applications for Road Opening Permit to South Jersey Gas Company for Tabernacle Road (CR647) in the Township of Lower.
(This Resolution authorizes South Jersey Gas Company to install a gas main on Tabernacle Road (CR 647) in the Township of Lower. Work will be completed promptly.)
- 595-15 Resolution approving contract documents for Re-Bid Ocean Drive (CR621) Bridge over Middle Thorofare Electrical Service Modifications in the Township of Lower and Authorizing Clerk of the Board to advertise for receipt of bids.
(This Resolution approves contract documents and authorizes advertisement.)
- 596-15 Resolution awarding contract to Midlantic Construction, LLC in the amount of \$1,260,876.72 for Ocean Drive (CR619) Bridges over Corson’s Inlet and Grassy Sound Substructure Improvements.
(This Resolution awards the contract for Ocean Drive (CR619) Bridges over Corson’s Inlet and Grassy Sound Substructure Improvements.)
- 597-15 Resolution authorizing the County of Cape May to execute a "Temporary Construction Easement” for the Commonwealth Avenue (CR619) Resurfacing Improvement Project with the Township of Upper.
(By executing this Temporary Construction Easement, the Township of Upper grant to the County a right of entry upon the Township owned streets to make certain planned improvements.)
- 598-15 Resolution accepting proposal of Gibson Associates, P.A. in the amount of \$26,006.40 for Professional Construction Engineering Services for Hope Corson Road (CR671) Resurfacing Improvements in the Township of Upper.
(This Resolution accepts the proposal of Gibson Associates, P.A. in the amount of \$26,006.40 to provide professional construction engineering services for Hope Corson Road (CR671) Resurfacing Improvements. Gibson Associates, P.A. is one of the consultants in the professional construction engineering pool of consultants.)
- 599-15 Resolution closing the contract and accepting the work of Churchill Consulting Engineers, P.C. for Emergency Inspection of Ocean Drive (CR619) Bridge over Townsend’s Inlet Fender Systems.
(This Resolution accepts the work and closes the contract.)
- 600-15 Resolution granting permission to the Chamber of Commerce of Greater Cape May to close a portion of Delaware Avenue (CR640) in the City of Cape May on September 19, 2015 for Cape May’s Dragon Boat Races.
(This Resolution gives permission to the Chamber of Commerce of Greater Cape May to temporarily close a portion of Delaware Avenue (CR640) for their Dragon Boat Races.)
- 601-15 Resolution authorizing execution of agreement No. 15-DT-BLA-707 for 2012 Superstorm Sandy Damage Restoration of Ocean Drive (CR619) in Upper Township.
(This Resolution establishes the terms for cost reimbursement of emergency relief federal funds through the Federal Highway Administration for Superstorm Sandy Damage Restoration of Ocean Drive (CR619) from the Rush Chatten Bridge to Corsons Inlet Bridge in Upper Township.)

MINUTES OF A REGULAR MEETING HELD JULY 28, 2015 (CONTINUED)

- 602-15 Resolution authorizing execution of Federal Aid and State Aid reimbursement agreements for 2012 Superstorm Sandy Damage Restoration of Ocean Drive (CR619) in Avalon.
(This Resolution establishes the terms for cost reimbursement of federal and state funds for Superstorm Sandy Damage Restoration of Ocean Drive from 4th Avenue to Townsends Inlet Bridge in Avalon.)
- 603-15 Resolution accepting proposal of Stantec Consulting Services, Inc. in the amount of \$40,374.84 for Professional Traffic Engineering Services for Cape May Point Traffic Study.
(This Resolution accepts the proposal of Stantec Consulting Services, Inc. in the amount of \$40,374.84. Stantec Consulting Services, Inc. is one of the consultants in the professional traffic engineering pool of consultants established by the Fair and Open Process.)
- 604-15 Resolution rejecting all bids for HVAC Unit Replacement for Cape May County Administration Building.
(This Resolution rejects all bids due to the cost exceeding the budget for the project.)
- 605-15 Resolution approving contract documents for Emergency Restoration of Ocean Drive (CR619) from Rush Chattin Bridge to Corsons Inlet Bridge, Township of Upper and authorizing the Clerk of the Board to advertise for bids for same.
(This Resolution approves contract documents and authorizes advertisement.)
- 606-15 Resolution approving contract documents for Ocean Drive (CR619) Permanent Emergency Repairs from Superstorm Sandy from 4th Avenue to Townsends Inlet Bridge, Borough of Avalon and authorizing the Clerk of the Board to advertise for bids for same.
(This Resolution approves contract documents and authorizes advertisement.)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					
Ms. Gabor	X					X
Ms. Hayes	X					
Mr. Morey	X				X	
Mr. Thornton	X					

MOTION TO PAY BILLS: FH Desiderio moved/FH Hayes seconded

General Fund	5,972,345.58
Grant Fund	112,227.03
Tax Appeal Trust	1,046.02
Motor Vehicle Trust	16,952.14
CMC Zoo Trust	65,141.00
State Unemployment Ins	56,620.90
Workers Compensation	58,404.92
Open Space Dedicated Fund	2,753.20
Self Insurance Trust	1,113,158.05
Prosecutors Clearing Acct	2,730.00
Prosecutors Forfeited Fnd	8,456.90
Prosecutors Forensic Lab	450.00
CMC Spay/Neuter Program	115.00
Animal Shelter Donations	1,757.75
Capital Improvements	1,483,902.83
Social Services Auth Bill List	301,262.66

PUBLIC COMMENTS: Mr. Edward Scalio who has been a resident of Cape May County since 1971 and is currently a permanent resident of Sea Isle City brought his concerns to the Board about the road project that is currently taking place which connects Route 9 and Sea Isle City. Mr. Scalio said that he has been in the construction and planning business for some forty years, he sits on zoning and planning boards in the City of Sea City since 1994 and is the owner of a real estate business in Sea Isle City for twenty five years. Mr. Scalio owns a business on west side of the Parkway and said that there is not a single day that does not go by where

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there is not traffic backed up and this he feels is due to the inadequate planning of the access going east to try to access the parkway as there is no way to pass when cars back up or break down. He is also concerned about the numerous accidents and problems that arise from people trying to turn around or those who are running out of gas in the middle of the project area and especially the problem of no enforcement of the 40 mile an hour speed limit. He said that there is a real mess out there and he is looking for some changes to the traffic patterns that will have to exist for the next several years. Mr. Scalio said that he has never come to a Freeholder meeting before but thinks that this is significantly important that someone should address these concerns for our travelers and the tourist who come to this area.

Freeholder Thornton thanked Mr. Scalio and said that they know that there is a difficult situation out there and that Freeholder Desiderio has brought this up several times here and in fact the Sheriff's Officers were out to help. Freeholder Desiderio said that Sea Isle City has no jurisdiction to give tickets on that road but the Sheriff's Department has given out over 60 citations for speeding. He said that on Saturday's a tow truck is stationed there from early morning until the evening to help to move any broken down vehicles. Mr. Desiderio said that there have been numerous discussion on the Sea Isle Boulevard Project and that Dale has given a report on this project at just about every meeting and that anything the City of Sea Isle have asked the County Engineer to do it has been done. Also, the County Engineer has had numerous meetings with our Police Chief, our Business Administrator and myself at the site of the exit to the Parkway. He said he knows that enforcement seems to be a major problem and they have had the State Police as well as the Sheriff's Department on that road giving out summons'. Freeholder Desiderio said that he will request that the Sea Isle Police request to the Sheriff's Department that we get some enforcement out there. Freeholder Desiderio told Mr. Scalio that his comments are absolutely well taken and that as Mayor of Sea Isle and as a Freeholder he is absolutely aware of the situation and will make sure that everything that can be done is done. He said that when it is complete both Dennis and Sea Isle are going to love this project and our children, grandchildren, visitors and new residents are also going to love it.

ADJOURN: 5:10 P.M. FH Desiderio moved/FH Hayes seconded.

APPROVED

DIRECTOR

ATTEST:

CLERK OF THE BOARD